

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN

WINERIES OF THE OLD MISSION  
PENINSULA (WOMP) ASSOC., a Michigan  
Nonprofit Corporation, et al.,

Plaintiffs,

v

PENINSULA TOWNSHIP, Michigan Municipal  
Corporation,  
Defendant.

Case No: 1:20-cv-01008

Honorable Paul L. Maloney  
Magistrate Ray S. Kent

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AND STONE, PLC  
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**PLAINTIFFS' MOTION TO STRIKE PROPOSED INTERVENOR'S MOTION FOR  
LEAVE TO SUPPLEMENT PENDING MOTION TO INTERVENE WITH PROPOSED  
MOTION TO DISMISS PLAINTIFFS' STATE LAW CLAIMS UNDER FEDERAL  
RULE OF CIVIL PROCEDURE 12(f) AND FOR EXCESSIVE COSTS PURSUANT TO  
28 U.S.C. § 1927**

Plaintiffs, WINERIES OF THE OLD MISSION PENINSULA (WOMP) ASSOC., BRY'S  
WINERY, L.C., CHATEAU GRAND TRAVERSE, LTD, CHATEAU OPERATIONS, LTD,  
GRAPE HARBOR, INC, MONTAGUE DEVELOPMENT, LLC, OV THE FARM, LLC,  
TABONE VINEYARDS, LLC., VILLA MARI, LLC AND WINERY AT BLACKSTAR  
FARMS, L.L.C. (collectively, the "Wineries"), by and through their attorneys, Miller, Canfield,  
Paddock and Stone, PLC, respectfully move this Court for an Order striking non-party Protect the

Peninsula's Motion for Leave to Supplement Pending Motion to Intervene with Proposed Motion to Dismiss Plaintiffs' State Law Claims (ECF No. 56) under Federal Rule of Civil Procedure 12(f).

The Wineries rely on their accompanying brief in support.

Pursuant to Local Rule 7.1(d), on April 30, 2021, undersigned counsel contacted Greg Meihn, counsel for Defendant Peninsula Township, via telephone to explain the nature of this Motion and its legal basis and to seek concurrence in the relief requested. Mr. Meihn stated that Peninsula Township neither opposes nor supports the Motion and takes no position on the relief requested.

WHEREFORE, the Wineries respectfully request that the Court grant their Motion to Strike Proposed Intervenor's Motion for Leave to Supplement Pending Motion to Intervene with Proposed Motion to Dismiss Plaintiffs' State Law Claims Under Federal Rule of Civil Procedure 12(f) and 24 and For Excessive Costs Pursuant to 28 U.S.C. § 1927.

Respectfully submitted,

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

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Dated: April 30, 2021